

DEC 23 2004

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FROM: Michael G. Biro,
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TOTAL NO. OF PAGES INCLUDING COVER 37
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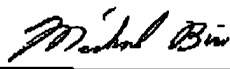
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Application No. 09/904,263
Examiner: Holleran, Anne L
In Re Application of Mary Ellen Rybak *et al.*
Filed: 07/12/2001
Group Art Unit: 1642
For: Melanoma Therapy
Attorney Docket No.: OC01000KO

Dear Sir/Madam:

Transmitted herewith are:

- Response Transmittal - 1 page
- Amendment Response- 12 pages
- Declaration under 37 CFR 1.132 of David Cutler, MD - 5 pages
- Curriculum Vita of David Cutler - 15 pages
- Petition for Extension of Time (3 months) - 1 page IN DUPLICATE
- Certificate of Fax Transmission - 1 page
- Fax Cover Page - 1 page


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49367_1.DOC

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Attorney Docket No.: OC01000KQ

Application No.: 09/904,263

Filing Date: 07/12/2001

First Named Inventor: Mary Ellen Rybak et al.

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PTO/SB/97 (08-03)

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Petition for Extension of Time under 37 CFR 1.136(a) (3 Months) - 1 page IN DUPLICATE

Amendment and Response - 12 pages

Declaration Under 37 CFR 1.132 of David Cutler, M.D. - 5 pages

Curriculum Vitae of David Cutler - 15 pages

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/904,263	
	Filing Date	07/12/2001	
	First Named Inventor	Mary Ellen Rybak et al.	
	Art Unit	1642	
	Examiner Name	Holleran, Anne L.	
Total Number of Pages In This Submission	37	Attorney Docket Number	OC01000KQ

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.62 or 1.63	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Declaration of David Cutler-5 pgs. Certificate of fax transmission-1 pg; Fax Cover Sheet-1 pg; Curriculum Vitae-15 pgs
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Michael G. Biro, Reg. No. 46,556	
Signature	<i>Michael Biro</i>	
Date	December 23, 2004	

CERTIFICATE OF TRANSMISSION/MAILING		
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PATENT
Case: OC01000KQ US**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**-----X
In re Application of:RYBAK *ET AL.*

For:

MELANOMA THERAPY

Application No.: 09/904,263

Filed: July 12, 2001
-----X

Examiner: A. HOLLERAN

Group Art Unit: 1642

Confirmation No.: 3021

Schering-Plough Corporation
Kenilworth, New Jersey 07033-0530
December 23, 2004Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**AMENDMENT AND RESPONSE**

Sir:

In response to the June 29, 2004 Office Action in the above-identified application, Applicants request consideration of the following Amendment and Response. Applicants have filed concurrently herewith a petition for a three-month extension of time, and have paid the required fee. With a three-month extension of time, a reply is due December 29, 2004. Thus, this Amendment and Response is timely filed.

Remarks begin on page 8 of this paper.